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9
10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA,) Criminal No. CR 09-0880 JSW
14 Plaintiff,)
15 v.)
16 ALBERTO GODINEZ-GALARZA,)
a/k/a Alberto Godines-Galara,)
a/k/a Beto Godines-Galarza,)
a/k/a Ramon Gonzales-Ramires, and)
a/k/a Jose Jesus Hernandez,)
17 Defendant.)
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STIPULATION AND [PROPOSED]
ORDER EXCLUDING TIME FROM
DECEMBER 17, 2009, TO FEBRUARY
18, 2010

20 The parties appeared before the Honorable Jeffrey S. White on December 17, 2009, and
21 again on January 28, 2010. The defendant was not present in Court on December 17, 2009. On
22 January 28, 2010, and with the agreement of counsel for both parties, the Court found and held
23 as follows:

24 1. The parties agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C. §
25 3161, from December 17, 2009, to, February 18, 2010, in light of the need for the defendant and
26 defendant's counsel to further review discovery. Failure to grant the requested continuance
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28 STIPULATION AND [PROPOSED]
ORDER EXCLUDING TIME
CR 09-0880 JSW

would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence and the need for counsel to further review the discovery with the defendant.

2. Given these circumstances, the Court found that the ends of justice served by excluding the period from December 17, 2009, to, February 18, 2010, outweigh the best interest of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

3. Accordingly, and with the consent of the defendant, the Court ordered that the period from December 17, 2009, to, February 18, 2010, be excluded from Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

10 IT IS SO STIPULATED.

12 DATED: January 29, 2010

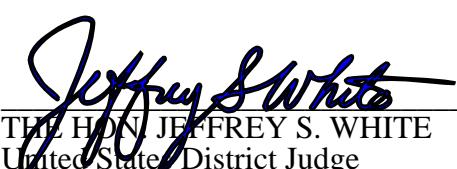
13 
RONALD C. TYLER
Counsel for Alberto Godinez-Galarza

15 DATED: January 29, 2010

16 
DARYL T. EREMIN
Special Assistant United States Attorney

17 IT IS SO ORDERED.

19 DATED: January 29, 2010

20 
THE HON. JEFFREY S. WHITE
United States District Judge

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ORDER EXCLUDING TIME
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